

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

TIMOTHY J. WILEY,

Plaintiff,

vs.

TOM BARR, Manager; KRISS BOE  
SIMMONS, Co-Manager/Assistant Manager;  
and DIANE, Head Nurse Supervisor;

Defendants.

**8:20CV147**

**ORDER**

Plaintiff has filed a motion seeking appointment of counsel. However, [i]ndigent civil litigants do not have a constitutional or statutory right to appointed counsel. The trial court has broad discretion to decide whether both the plaintiff and the court will benefit from the appointment of counsel[.]” [\*Davis v. Scott\*, 94 F.3d 444, 447 \(8th Cir. 1996\)](#). No such benefit is apparent here at this time. Accordingly, the request for the appointment of counsel (Filing No. 25) is denied without prejudice to reassertion.

**IT IS SO ORDERED.**

Dated this 8th day of January, 2021.

BY THE COURT:

s/ Susan M. Bazis  
United States Magistrate Judge